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2	UNITED STATES DISTRICT COURT	
3	DISTRICT OF NEVADA	
4	* * *	
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6	KEVIN D. BLACK,) 2:09-CV-02343-PMP-LRL	
7	Plaintiff,	
8	vs. ORDER	
9	NEVADA DEPARTMENT OF CORRECTIONS, et al.,	
10	Defendants.	
11		
12	Before the Court for consideration is Defendants' Motion to Dismiss (Doo	c.
13	#13), filed on October 20, 2010. Notwithstanding Notice from the Court (Doc. #14	ŀ)
14	of Plaintiff's obligation to file a timely opposition to Defendants' Motion to Dismis	SS
15	Plaintiff Black has failed to do so. A review of Defendants' Motion to Dismiss	
16	shows that Defendants are entitled to dismissal pursuant Rule 12(b)(6) of the Federal	a
17	Rules of Civil Procedure based upon Plaintiff's failure to state a plausible claim for	•
18	relief and for the further reason that Plaintiff has failed to exhaust available	
19	administrative remedies.	
20	Additionally, Defendants Skolnik and Neven must be dismissed on the	
21	basis of qualified immunity.	
22	IT IS THEREFORE ORDERED that Defendants' Motion to Dismiss	
23	(Doc. #13) is GRANTED .	
24	DATED: November 10, 2010.	
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26	PHILIP M. PRO	
	United States District Judge	